ANN MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for the Professional Counselor
Examiners Committee of the New Jersey
State Board of Marriage and Family
Therapy Examiners

By: Susan C. Berger
Deputy Attorney General
Tel. No. (973)648-4876

STATE OF NEW JERSEY DIV. OF CONSUMER AFFAIRS BOARD OF MARRIAGE & FAMILY THERAPY

2007 OCT 16 A H: 59

FILED

STATE OF NEW JERSEY

SOARD OF MARRIAGE AND FAMILY THERAPY EXAMINERS

PROFESSIONAL COUNSELOR EXAMINERS COMMITTEE

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
PROFESSIONAL COUNSELOR EXAMINERS
COMMITTEE OF THE STATE BOARD OF

MARRIAGE AND FAMILY THERAPY EXAMINERS

IN THE MATTER OF THE SUSPENSION OR REVOCATION OF THE LICENSE OF

Administrative Action

WILLIAM ADESSO, LPC LICENSE No. 37PC00285400

TO PRACTICE PROFESSIONAL COUNSELING IN THE STATE OF NEW JERSEY

CONSENT ORDER

This matter was opened before the Professional Counselor Examiners Committee (hereinafter "the Committee") of the New Jersey State Board of Marriage and Family Therapy Examiners (hereinafter "the Board") upon information that between July 2004 and March 2007 respondent employed and supervised seven (7) individuals at Bergen Counseling Center, LLC as professional counselors in a for-profit setting who were not licensed to perform professional counseling.

Mr. Adesso admitted that he permitted and supervised seven (7) unlicensed professional counselors in a for-profit setting despite their

lack of any licensure which would entitle the individuals to provide such services in a for-profit setting in New Jersey. Respondents asserts that he did so unknowingly and without actual intent to circumscribe any applicable statutes and/or regulations. Having reviewed the entire record, it appears to the Committee that respondent, as the supervisor and employer, aided and abetted the unlicensed practice of professional counseling in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a). It appearing that the respondent desires to resolve this matter without further proceedings, and the Committee finding this Consent Order to be adequately protective of the public interest, and other good cause appearing;

IT IS THEREFORE ON THIS 2nd DAY OF Morenber, 2007
ORDERED:

- 1. Respondent's license to practice professional counseling in the State of New Jersey shall be suspended for a period of two (2) years, the entirety of the suspension shall be stayed and served as a period of probation.
- 2. Respondent is reprimanded for aiding and abetting the unlicensed practice of professional counseling in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a).
- 3. Respondent shall immediately cease and desist from aiding and abetting the unlicensed practice of professional counseling in violation of N.J.S.A. 45:1-21(n) and N.J.S.A. 45:8B-39(a).
- 4. Respondent shall pay a civil penalty in the amount of twenty thousand dollars (\$20,000.00). Payment shall be made by certified check or money order, payable to the "State of New Jersey" and sent

to Elaine DeMars, Executive Director, Professional Counselor Examiners Committee, P.O. Box 45044, Newark, New Jersey 07101. The civil penalty shall be paid within ten (10) days of the entry of the within order.

- 5. Respondent shall be prohibited from supervising any professional counseling during the period of probation and continuing unless and until the Committee issues an Order permitting him to provide supervision for professional counseling.
- 6. During the period of probation respondent shall be prohibited from employing or permitting any individual to volunteer in his practice to perform any professional counseling or mental health therapy unless the individual holds a current New Jersey license that permits the individual to engage in professional counseling and/or mental health therapy independently and without any supervision.
- 7. At the conclusion of the two (2) year period of stayed suspension and probation, respondent may apply for permission to engage in the supervision of professional counseling. In that event, respondent shall appear before the Committee if so requested by the Committee, at which time the burden shall be on respondent to demonstrate that he has complied with all of the terms of the Consent Order and is fit and competent to supervise the practice of professional counseling.
- 8. During the period of probation, upon receipt of any information that respondent has deviated from the terms of this Consent Order without the prior written consent of the Committee, the suspension of license of respondent shall be automatically activated in the sole discretion of the Committee. In such event, respondent may petition the Committee for

reinstatement on five (5) days notice for a hearing limited to the sole issue of whether he has deviated from the terms of the Consent Order.

- 9. In the event respondent requests a payment plan, he shall be permitted to pay the civil penalty pursuant to the plan set forth in this paragraph. The first payment of five thousand dollars (\$5,000.00) shall be paid contemporaneously with the signing of the within order. The second payment of five thousand dollars (\$5,000.00) shall be due and owing on March 3, 2008. The third payment of five thousand dollars (\$5,000.00) shall be due and owing on September 3, 2008 and fourth payment of five thousand dollars (\$5,000.00) shall be due and owing on March 2, 2009. Each payment shall be made by certified check or money order payable to the "State of New Jersey." If defendant fails to make any payment by the 15th of the month in which it is due or if any payment if rejected for insufficient funds or any other reason, the full amount of the civil penalty shall immediately become due and owing and shall be paid by certified check or money order.
- 10. Failure to remit payment as required by this Order will result in the filing of a Certificate of Debt.

PROFESSIONAL COUNSELOR EXAMINERS
COMMITTEE OF THE NEW JERSEY STATE BOARD
OF MARRIAGE AND FAMILY THERAPY EXAMINERS

J. Barry Mascari, LPC

President

I have read the above Order

and I understand and agree to abide by its terms. Consent is hereby given to the Professional Counselor Examiners Committee of the State Board of Marriage and Family Therapy Examiners to enter this Order.

William Messo, LPC

Consent as to form and entry:

Thomas C. Jardim, Esq.

Attorney for William Adesso, LPC